

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

ROBERT ALTON GOTSCHELL,

Case No. 24-CV-4080 (NEB/DLM)

Plaintiff,

v.

ORDER ACCEPTING REPORT AND
RECOMMENDATION

STATE OF MONTANA,

Defendant.

The Court has received the December 3, 2024 Report and Recommendation of United States Magistrate Judge Douglas L. Micko. (ECF No. 3.) No party has objected to that Report and Recommendation, and the Court therefore reviews it for clear error. *See* Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Finding no clear error, and based upon all the files, records, and proceedings in the above-captioned matter, IT IS HEREBY ORDERED THAT:

1. The Report and Recommendation (ECF No. 3) is ACCEPTED; and
2. This action is DISMISSED WITHOUT PREJUDICE under Rule 41(b) of the Federal Rules of Civil Procedure for failure to prosecute.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: January 29, 2025

BY THE COURT:

s/Nancy E. Brasel

Nancy E. Brasel

United States District Judge